



# STATE OF WISCONSIN Assembly Journal

## Ninety-Sixth Regular Session

WEDNESDAY, April 23, 2003

The Chief Clerk makes the following entries under the above date:

### AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 67** offered by Representative Hundertmark.

Assembly amendment 1 to Assembly substitute amendment 1 to **Assembly Bill 109** offered by Representative Johnsrud.

Assembly amendment 2 to **Assembly Bill 206** offered by Representative Wieckert.

Assembly amendment 3 to **Assembly Bill 206** offered by Representatives Gundrum and Suder.

Assembly amendment 4 to **Assembly Bill 206** offered by Representative Friske.

Assembly amendment 1 to **Assembly Bill 228** offered by Representative Montgomery.

### ADMINISTRATIVE RULES

#### **Assembly Clearinghouse Rule 03-001**

Relating to the telecommunications assistance program for deaf and severely hearing impaired persons' purchase of telecommunications equipment.

Submitted by Department of Health and Family Services.

Report received from Agency, April 18, 2003.

To committee on **Children and Families**.

Referred on April 23, 2003.

#### **Assembly Clearinghouse Rule 03-019**

Relating to certification for the identification, removal and reduction of lead-based paint hazards and the issuance and registration of certificates of lead-free status and lead-safe status.

Submitted by Department of Health and Family Services.

Report received from Agency, April 18, 2003.

To committee on **Housing**.

Referred on April 23, 2003.

### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Resolution 14**

Relating to: the life and public service of Gregory Blaska.

By Representatives Hebl, Hahn, Ott and Gronemus.

To committee on **Rules**.

#### **Assembly Bill 283**

Relating to: an income and franchise tax credit for expenses related to operating a dairy farm.

By Representatives Ott, Gronemus, Ainsworth, Balow, Freese, Hahn, Hebl, Hines, Hubler, Hundertmark, Krawczyk, F. Lasee, Lassa, LeMahieu, Loeffelholz, McCormick, Musser, Olsen, Owens, Petrowski, Steinbrink, Towns, Turner, Van Roy, Vruwink, M. Williams and J. Wood; cosponsored by Senators Schultz, Decker, S. Fitzgerald, Hansen, Harsdorf, Kanavas, A. Lasee, Roessler, Stepp and Welch.

To committee on **Agriculture**.

#### **Assembly Bill 284**

Relating to: the requirement that operators of fish farms provide evidence of fish health and granting rule-making authority.

By Representatives Ott, Ainsworth, Albers, Bies, Freese, Gronemus, Gunderson, Hahn, Hines, Kerkman, Kreibich, M. Lehman, Petrowski, Pettis, Plouff, Seratti, Townsend and Vrakas; cosponsored by Senators Harsdorf, Breske, Kedzie, A. Lasee, Schultz, Stepp, Welch and Zien.

To committee on **Agriculture**.

#### **Assembly Bill 285**

Relating to: disposal of oil-absorbent materials.

By Representatives Ott, Plouff, Balow, Bies, Freese, Hines, Huber, Lassa, J. Lehman, Miller, Owens, Pettis and Towns; cosponsored by Senators Harsdorf, Wirch and Decker.

To committee on **Natural Resources**.

#### **Assembly Bill 286**

Relating to: the prohibition against underage persons entering or being on any premises operating under an alcohol beverage license.

By Representatives J. Wood, Jeskewitz, Gundrum, Gronemus, Kreibich, Jensen, Owens and Plouff; cosponsored by Senators Schultz, Brown and A. Lasee.

To committee on **State Affairs**.

**Assembly Bill 287**

Relating to: authorizing the village of Randolph to make a number of changes to Tax Incremental District Number 1.

By Representatives J. Fitzgerald and Hahn; cosponsored by Senator S. Fitzgerald.

To committee on **Urban and Local Affairs**.

**Assembly Bill 288**

Relating to: identity theft, unlawful use of an entity's identification documents or identifying information, false statements to financial institutions, and access by law enforcement agencies to driver's license and state identification card photographs and providing penalties.

By Representatives Gundrum, Staskunas, Schneider, Musser, M. Lehman, Krawczyk, Suder, Olsen, Albers, Seratti, Pettis, Hahn, Freese, McCormick, Ott, Hines, Ladwig, Hundertmark, Gielow, Gottlieb, Vrakas, Nischke, Plouff, Rhoades, Van Roy, Bies and Gunderson; cosponsored by Senators Darling, Erpenbach, Lazich, Carpenter, Stepp, Hansen and Roessler.

To committee on **Judiciary**.

**Assembly Bill 289**

Relating to: changing the word gaming to the word gambling.

By Representatives Gundrum, Black, Stone, Kestell, Nass, M. Lehman, LeMahieu, Hines, Ott, Albers, Jeskewitz, Pettis and Freese; cosponsored by Senator Welch.

To committee on **State Affairs**.

**Assembly Bill 290**

Relating to: creating an individual income tax subtract modification for amounts spent on medical insurance premiums by certain individuals.

By Representatives Hahn, Hundertmark, Ainsworth, Albers, Berceau, Bies, F. Lasee, Freese, Friske, Gronemus, Hines, Jensen, Kerkman, Krawczyk, Lassa, Loeffelholz, Musser, Nass, Olsen, Owens, Pettis, Plouff, Townsend, Van Roy, Wasserman, Stone, Gielow, Huber, Suder, Shilling, J. Fitzgerald, Powers, Turner, Petrowski and LeMahieu; cosponsored by Senators Leibham, Harsdorf, Roessler, Schultz, Stepp and Wirch.

To committee on **Health**.

To joint survey committee on **Tax Exemptions**.

**Assembly Bill 291**

Relating to: the panning for gold, granting rule-making authority, and making an appropriation.

By Representatives Pettis, McCormick and Seratti.

To committee on **Natural Resources**.

**Assembly Bill 292**

Relating to: granting rule-making authority regarding the transportation, possession, control, storage, or disposal of the carcass of a deer or an elk from a chronic wasting disease

eradication zone or a state with confirmed chronic wasting disease.

By Representatives Seratti, Gunderson, Black, Grothman, Albers, Bies, Hines, Miller, Ott, Petrowski and Townsend; cosponsored by Senators Stepp and Carpenter.

To committee on **Natural Resources**.

**Assembly Bill 293**

Relating to: burial of veterans and certain family members at cemeteries.

By Representatives Morris, Musser, Young, Turner, Pettis, Miller, A. Williams, Coggs, Gronemus, Berceau, Hines, Kreuser, Ott, Van Roy, Albers, Shilling, Lothian, Suder, Lassa and Weber; cosponsored by Senators Moore, Zien, Robson, Darling, George and Reynolds.

To committee on **Veterans and Military Affairs**.

**Assembly Bill 294**

Relating to: using digital recordings of a child's testimony.

By Representatives Boyle, Bies, Musser, Turner, Berceau, Lassa and Albers; cosponsored by Senator Jauch.

To committee on **Corrections and the Courts**.

**Assembly Bill 295**

Relating to: the termination date of the pilot program for an alternate method for local recycling programs to comply with recycling requirements.

By Representatives Miller, Plouff, Hahn, Pope-Roberts, Ott, J. Lehman and Berceau; cosponsored by Senators Decker, Wirch and Risser.

To committee on **Natural Resources**.

**Assembly Bill 296**

Relating to: revocations, suspensions, and refusals to renew a license or permit relating to alcohol beverages.

By Representatives Staskunas, Berceau, Cullen, Albers and Stone.

To committee on **State Affairs**.

**Assembly Bill 297**

Relating to: requiring that personal flotation devices be worn by certain underage persons in certain boats.

By Representatives Staskunas, Jeskewitz, Hines, Ainsworth, Berceau, Hundertmark, J. Lehman and Van Roy; cosponsored by Senator Roessler.

To committee on **Natural Resources**.

**Assembly Bill 298**

Relating to: claiming the technology zone tax credit.

By Representatives Lassa, McCormick, Vruwink, Ainsworth, Huber, Seratti, Berceau, Townsend and Gielow; cosponsored by Senators Cowles, Harsdorf, Schultz, Wirch and Stepp.

To committee on **Ways and Means**.

**Assembly Bill 299**

Relating to: claiming the technology zone tax credit.

By Representatives Suder, Lassa, Nass, Vruwink, Hahn, Pettis, Albers, Friske, Seratti, Towns, McCormick, Hines and Jensen; cosponsored by Senators Harsdorf, Zien, Schultz, Kanavas, Stepp, Wirch and Roessler.

To committee on **Ways and Means**.

**Assembly Bill 300**

Relating to: the maximum speed limit on certain portions of the state trunk highway system.

By Representatives Pettis, Hahn, Musser, Hines, Miller, McCormick, Weber and Van Roy; cosponsored by Senator Harsdorf.

To committee on **Highway Safety**.

**Assembly Bill 301**

Relating to: driver licenses and identification cards for aliens.

By Representatives Pettis, Musser, Nass, Van Roy, Jeskewitz, Albers, Bies, Freese, Friske, Hines, Hahn, Grothman, McCormick, Ott, J. Wood and Gielow.

To committee on **Transportation**.

**Assembly Bill 302**

Relating to: grants for new foreign language programs, granting rule-making authority, and making an appropriation.

By Representatives Turner, Berceau, Kreuser and Musser; cosponsored by Senators Schultz, Stepp and Welch.

To committee on **Education**.

---

**COMMITTEE REPORTS**

The committee on **Campaigns and Elections** reports and recommends:

**Assembly Bill 141**

Relating to: the eligibility of employees of cities, villages, towns, and counties to be candidates for elective public office.

Passage:

Ayes: 6 – Representatives Freese, Gundrum, Grothman, J. Wood, Travis and Pocan.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 175**

Relating to: mailing, transmittal, and witnessing of absentee ballots.

Assembly Amendment 1 adoption:

Ayes: 4 – Representatives Freese, J. Wood, Travis and Pocan.

Noes: 2 – Representatives Gundrum and Grothman.

Assembly Amendment 2 adoption:

Ayes: 6 – Representatives Freese, Gundrum, Grothman, J. Wood, Travis and Pocan.

Noes: 0.

Assembly Amendment 3 adoption:

Ayes: 6 – Representatives Freese, Gundrum, Grothman, J. Wood, Travis and Pocan.

Noes: 0.

Passage as amended:

Ayes: 4 – Representatives Freese, Gundrum, Grothman and J. Wood.

Noes: 2 – Representatives Travis and Pocan.

To committee on **Rules**.

*STEPHEN FREESE*

Chairperson

Committee on Campaigns and Elections

---

The committee on **Natural Resources** reports and recommends:

**Assembly Bill 106**

Relating to: bear hunting by certain minors.

Passage:

Ayes: 7 – Representatives Johnsrud, Gunderson, Ott, Pettis, Bies, M. Williams and Steinbrink.

Noes: 1 – Representative Miller.

To committee on **Rules**.

**Assembly Bill 125**

Relating to: maximum allowable grants under the Private Sewage System Replacement or Rehabilitation Grant Program.

Passage:

Ayes: 8 – Representatives Johnsrud, Gunderson, Ott, Pettis, Bies, M. Williams, Steinbrink and Miller.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 187**

Relating to: the newspaper recycling fee and the recycled content of newsprint used in newspapers.

Passage:

Ayes: 7 – Representatives Johnsrud, Gunderson, Ott, Pettis, Bies, M. Williams and Steinbrink.

Noes: 1 – Representative Miller.

To committee on **Rules**.

*DUWAYNE JOHNSRUD*

Chairperson

Committee on Natural Resources

---

The committee on **Veterans and Military Affairs** reports and recommends:

**Assembly Bill 155**

Relating to: creating an individual income tax exemption for pay received from the federal government by members of a reserve component of the armed forces who serve on active duty.

Assembly Substitute Amendment 1 adoption:

Ayes: 13 – Representatives Musser, Townsend, Pettis, Hundertmark, Petrowski, Bies, Loeffelholz, Gottlieb, Sherman, Boyle, Hubler, Sinicki and Miller.

Noes: 0.

Passage as amended:

Ayes: 12 – Representatives Musser, Townsend, Pettis, Hundertmark, Petrowski, Bies, Loeffelholz, Gottlieb, Sherman, Boyle, Hubler and Sinicki.

Noes: 1 – Representative Miller.

*TERRY MUSSER*

Chairperson

Committee on Veterans and Military Affairs

---

The committee on **Ways and Means** reports and recommends:

**Assembly Bill 48**

Relating to: mailing property tax bills.

Assembly Amendment 1 adoption:

Ayes: 13 – Representatives M. Lehman, J. Wood, Nass, Hahn, F. Lasee, Jeskewitz, Kerkman, Lothian, W. Wood, Colon, Ziegelbauer, Morris and Hebl.

Noes: 0.

Passage as amended:

Ayes: 11 – Representatives M. Lehman, J. Wood, Nass, Hahn, F. Lasee, Jeskewitz, Kerkman, Lothian, Colon, Ziegelbauer and Hebl.

Noes: 2 – Representatives W. Wood and Morris.

To committee on **Rules**.

**Assembly Bill 70**

Relating to: modifying the definition of income under the homestead tax credit.

Assembly Amendment 1 adoption:

Ayes: 13 – Representatives M. Lehman, J. Wood, Nass, Hahn, F. Lasee, Jeskewitz, Kerkman, Lothian, W. Wood, Colon, Ziegelbauer, Morris and Hebl.

Noes: 0.

Passage as amended:

Ayes: 13 – Representatives M. Lehman, J. Wood, Nass, Hahn, F. Lasee, Jeskewitz, Kerkman, Lothian, W. Wood, Colon, Ziegelbauer, Morris and Hebl.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 89**

Relating to: installment payments of refunds of taxes on manufacturing property, the interest on refunded and additional taxes on manufacturing property, and making an appropriation.

Assembly Amendment 1 adoption:

Ayes: 13 – Representatives M. Lehman, J. Wood, Nass, Hahn, F. Lasee, Jeskewitz, Kerkman, Lothian, W. Wood, Colon, Ziegelbauer, Morris and Hebl.

Noes: 0.

Assembly Amendment 2 adoption:

Ayes: 13 – Representatives M. Lehman, J. Wood, Nass, Hahn, F. Lasee, Jeskewitz, Kerkman, Lothian, W. Wood, Colon, Ziegelbauer, Morris and Hebl.

Noes: 0.

Passage as amended:

Ayes: 13 – Representatives M. Lehman, J. Wood, Nass, Hahn, F. Lasee, Jeskewitz, Kerkman, Lothian, W. Wood, Colon, Ziegelbauer, Morris and Hebl.

Noes: 0.

To committee on **Rules**.

*MICHAEL LEHMAN*

Chairperson

Committee on Ways and Means

---

**SPEAKER'S COMMUNICATIONS**

April 22, 2003

Mr. Patrick Fuller  
Assembly Chief Clerk  
Room 208  
Risser Justice Building  
Madison, Wisconsin 53702

Dear Mr. Chief Clerk:

I have temporarily appointed Representative Michael Lehman to the Joint Committee on Finance for tomorrow, Wednesday, April 23, 2003. Representative Michael Lehman will replace Representative David Ward during the committee meeting.

Effective upon Representative Ward's return to the committee proceedings tomorrow or on Thursday, April 24, 2003, whichever is earlier, I reappoint Representative Ward to the Joint Committee on Finance.

If you have any questions, please feel free to contact me.

Sincerely,  
*JOHN G. GARD*  
Speaker of the Assembly

---

**COMMUNICATIONS**

State of Wisconsin  
Joint Legislative Council  
Madison

April 17, 2003

Mr. Patrick Fuller  
Assembly Chief Clerk  
17 West Main Street, Suite 208  
Madison, WI 53703

Dear Patrick:

I am pleased to transmit to you the following report to the 2003 Legislature on legislation introduced by the Joint Legislative Council:

RL 2003-11 Special Committee on Guardians Ad Litem in Actions Affecting the Family

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available in the Legislative Council Staff offices, One East Main, Suite 401, or from our web page at [http://www.legis.state.wi.us/lc/reports\\_by\\_topic.htm](http://www.legis.state.wi.us/lc/reports_by_topic.htm).

Sincerely,  
*TERRY C. ANDERSON*  
Director

State of Wisconsin  
Joint Legislative Council  
Madison

April 21, 2003

Mr. Patrick Fuller  
Assembly Chief Clerk  
17 West Main Street, Suite 208  
Madison, WI 53703

Dear Patrick:

I am pleased to transmit to you the following report to the 2003 Legislature on legislation introduced by the Joint Legislative Council:

RL 2003-12 Special Committee on Developmental Disabilities

I would appreciate your including this letter in the Journal for the information of the membership. Additional copies of this report are available in the Legislative Council Staff offices, One East Main, Suite 401, or from our web page at [http://www.legis.state.wi.us/lc/reports\\_by\\_topic.htm](http://www.legis.state.wi.us/lc/reports_by_topic.htm).

Sincerely,  
*TERRY C. ANDERSON*  
Director

## REFERRAL OF AGENCY REPORTS

State of Wisconsin  
University of Wisconsin System  
Madison

**DATE:** April 15, 2003

**TO:** Patrick E. Fuller  
Assembly Chief Clerk

**FROM:** Katherine C. Lyall  
President

**SUBJECT:** Report pursuant to s. 36.25 (14m)(c),  
Wisconsin Statutes

At its meeting April 10, 2003, the Board of Regents accepted the attached report for submission to the Chief Clerk of each house of the Legislature for distribution to the appropriate standing committees under s. 13.172 (3).

Section 36.25 (14m)(c), Wis. Stats., requires the Board of Regents to submit a report to the Governor and to the Chief Clerk of each house of the legislature annually by April 15 on its precollege, recruitment, and retention plan for minority and disadvantaged students. The report must also include information on financial aid programs serving those students. The report for 2002-2003 is attached.

If you need additional information regarding this report, please contact Andrea-Teresa Arenas, Assistant Vice President for Academic Affairs, at 262-8636.

Referred to committee on **Colleges and Universities**.

State of Wisconsin  
Department of Health and Family Services  
Madison

April 17, 2003

To the Honorable, the Legislature:

The attached report is submitted to the Legislature pursuant to s. 46.27 (11g) and s. 46.277 (5m) of the state statutes. The state statutes require the Department of Health and Family Services to submit an annual report for the Community Options Program (COP) and the Home and Community-Based Waivers (COP-W/CIP II). The attached report describes the persons served, program expenditures, and services delivered through the COP, COP-Waiver and CIP II programs in calendar year 2001.

The Community Options Program provides services to people who are elderly or who have a physical, developmental or mental disability, and is closely coordinated with all of Wisconsin's Medicaid Home and Community-Based Waivers. With the Department's oversight, county agencies are able to ensure that a comprehensive and individualized care plan is provided, while maintaining program flexibility and integrity, and maximizing federal matching funds.

Sincerely,  
*HELENE NELSON*  
Secretary

Referred to committee on **Aging and Long-Term Care**.